

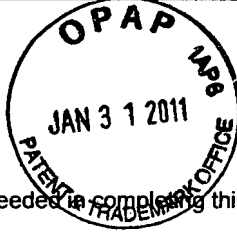
#8 MS

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF  
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300



02/04/2011 DALLEN 00000006 5623778  
01 FC:1599 3695.00 OP

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 5,623,778

Application Number 492,935

RECEIVED

Issue Date April 29, 1997

Filing Date June 21, 1995

FEB 07 2011

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number of reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

OFFICE OF PETITIONS

Also complete the following information, if applicable

The above – identified patent

☐

Is a reissue of original Patent No. \_\_\_\_\_ original issue date \_\_\_\_\_

original application number \_\_\_\_\_

original filing date \_\_\_\_\_

☐

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application \_\_\_\_\_

filed on \_\_\_\_\_

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**CERTIFICATE OF MAILING (37 CFR 1.89(a))**

I hereby certify that this paper (\*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

01/13/2011

Date

Signature

David Hallam

Typed or Printed Name of Person Signing Certificate

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## 1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

## 2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

## 3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$ _____	3 ½ yr fee	(1551)	<input type="checkbox"/> \$ _____	3 ½ yr fee	(2551)
<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input type="checkbox"/> \$ _____	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input checked="" type="checkbox"/> \$ 2,055.00	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 2,055.00

## 4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1,640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 1,640.00

## 5. MANNER OF PAYMENT

☒ Enclosed is a check for the sum of \$ 3,695.00

☐ Please charge Deposit Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_

☐ Payment by credit card. Form PTO-2038 is attached.

## 6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☒ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. 0097477206

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

7. OVERPAYMENT

As to any overpayment made please

- OR ☐ Credit to Deposit Account No. \_\_\_\_\_
- ☒ Send refund check

**WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED

_____ Signature(s) of Petitioner(s)	01/13/2011 _____ Date
David Hallam _____ Typed or printed name(s)	_____ Registration Number, if applicable
352-861-8900 _____ Telephone Number	
289 NW 68th Avenue, Ocala FL 34482 _____ Address	
_____ Address	

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES

- ☒ Maintenance Fee Payment
- ☒ Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)
- ☐ \_\_\_\_\_

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FEB 07 2011

OFFICE OF PETITIONS

ASSIGNMENT OF UNITED STATES PATENTS

I, the undersigned, GARY D. DUNN, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations, receipt of which is hereby acknowledged, do hereby sell, transfer and assign all my right, title and interest in and to all of the registered United States Patents hereinafter described, to DHR INDUSTRIES, INC., a Florida corporation:

1. Patent No. 5,623,778 (All weather bulletin board)
2. Patent No. 5,664,851 (New injection molded Doc-Box)
3. Patent No. 6,012,786 (Injection molded Doc-Box)
4. Patent No. 6,860,573 (Junior Doc-Box)
5. Patent No. 4,821,440 (Original Doc-Box - expired)
6. Patent No. D-304,348 (Windowed Doc-box - expired)

and do hereby agree to execute any further documentation as may be required by the United States Patent And Trade mark Office to effectuate the transfer of said patents.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this

13<sup>th</sup> day of November, 2009.

Signed, sealed and delivered  
in the presence of:

Paul S. Lauer

Gary D. Dunn

Laura W. Starch

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FEB 07 2011

OFFICE OF PETITIONS

ASSIGNMENT OF MARK REGISTRATION

1. The mark to be assigned is: "Typed Drawing, Word Mark "DOC-BOX"

2. Registration Number: 1,519,855

3. (a) Assignor's name: Gary D. Dunn

(b) Assignor's Business Address: 289 N.W. 68<sup>th</sup> Avenue  
Ocala, FL 34482-8232

Assignor's Mailing Address: 289 N.W. 68<sup>th</sup> Avenue  
Ocala, FL 34482-8232

4. Assignee's name: DHR INDUSTRIES, INC.

(a) Assignee's Business Address: 2715 Badger Road  
Lakeland, FL 33811

(b) Assignee's Mailing Address: 2715 Badger Road  
Lakeland, FL 33811


(c) Assignee's Telephone Number: 800-223-5897

(d) Assignee's Legal Status: Corporation  
Florida Document Number: P09000076563

Domicile State: Florida

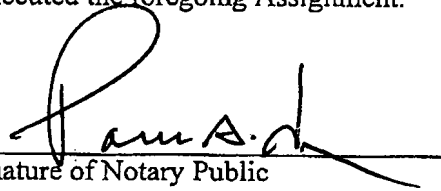
(e) Federal EIN: 27-1194957

5. All right, title and interest in and to said marks, together with the good will of the business in which the mark is used (or that part of the good will of the business connected with the use of and symbolized by the marks), is hereby assigned by GARY D. DUNN to DHR INDUSTRIES, INC.

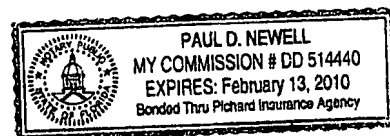
6. Assignor's signature: 

By: Gary D. Dunn

On this 12<sup>th</sup> day of November, 2009, GARY D. DUNN, who is personally known to me, appeared before me and executed the foregoing Assignment.

  
Signature of Notary Public

(Notary Seal)

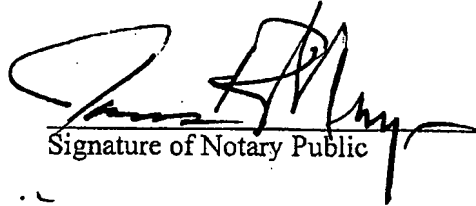


7. Assignee's signature: DHR INDUSTRIES, INC.

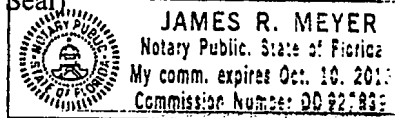
By: 

David Hallam, President

On this 12<sup>th</sup> day of November, 2009, DAVID HALLAM, President of DHR INDUSTRIES, INC., who is personally known to me, appeared before me and executed the foregoing Assignment.

  
Signature of Notary Public

(Notary Seal)



## ASSIGNMENT OF MARK REGISTRATIONS

1. The marks to be assigned and registration numbers are:

A. Logo, Work Mark "ON THE JOB FROM START TO FINISH!"  
Registration Number: 3,251,625

B. Typed Drawing, Work Mark "ON THE JOB FROM START TO FINISH!"  
Registration Number: 3,241,626

2. Assignor's name: New Path Capital One, Incorporated

3. Assignor's Business Address: 289 N.W. 68<sup>th</sup> Avenue  
Ocala, FL 34482-8232

4. Assignor's Mailing Address: 289 N.W. 68<sup>th</sup> Avenue  
Ocala, FL 34482-8232

5. Assignee's name: DHR INDUSTRIES, INC.

6. Assignee's Business Address: 2715 Badger Road  
Lakeland, FL 33811

7. Assignee's Mailing Address: 2715 Badger Road  
Lakeland, FL 33811


8. Assignee's Telephone Number: 800-223-5897

9. Assignee's Legal Status: Corporation  
Florida Document Number: P09000076563  
Domicile State: Florida

10. Federal EIN: 27-1194957

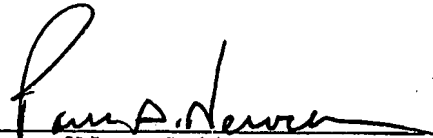
11. All right, title and interest in and to said marks, together with the good will of the business in which the mark is used (or that part of the good will of the business connected with the use of and symbolized by the marks), is hereby assigned by NEW PATH CAPITAL ONE, INCORPORATED to DHR INDUSTRIES, INC.

NEW PATH CAPITAL ONE, INCORPORATED

12. Assignor's signature: 

By: Gary D. Dunn, President

On this 12<sup>th</sup> day of November, 2009, GARY D. DUNN, President of New Path Capital One, Incorporated, who is personally known to me, appeared before me and executed the foregoing Assignment.

  
Signature of Notary Public

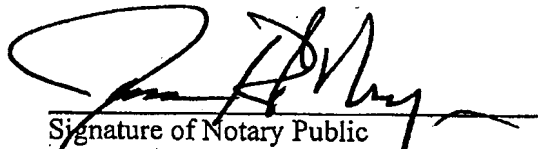
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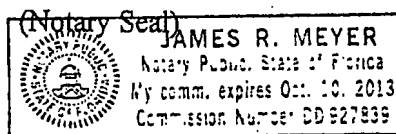


13. Assignee's signature: DHR INDUSTRIES, INC.

By:   
David Hallam, President

On this 12<sup>th</sup> day of November, 2009, DAVID HALLAM, President of DHR INDUSTRIES, INC., who is personally known to me, appeared before me and executed the foregoing Assignment.

  
Signature of Notary Public





ASSIGNMENT OF UNITED STATES PATENTS

I, the undersigned, GARY D. DUNN, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations, receipt of which is hereby acknowledged, do hereby sell, transfer and assign all my right, title and interest in and to all of the registered United States Patents hereinafter described, to DHR INDUSTRIES, INC., a Florida corporation:

1. Patent No. 5,623,778 (All weather bulletin board)
2. Patent No. 5,664,851 (New injection molded Doc-Box)
3. Patent No. 6,012,786 (Injection molded Doc-Box)
4. Patent No. 6,860,573 (Junior Doc-Box)
5. Patent No. 4,821,440 (Original Doc-Box - expired)
6. Patent No. D-304,348 (Windowed Doc-box - expired)

and do hereby agree to execute any further documentation as may be required by the United States Patent And Trade mark Office to effectuate the transfer of said patents.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this

13<sup>th</sup> day of November, 2009.

Signed, sealed and delivered  
in the presence of:

Paul A. Lawler

Lana W. Spichard

Gary D. Dunn

## ASSIGNMENT OF MARK REGISTRATION

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Assignor's Mailing Address: 289 N.W. 68<sup>th</sup> Avenue  
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4. Assignee's name: DHR INDUSTRIES, INC.

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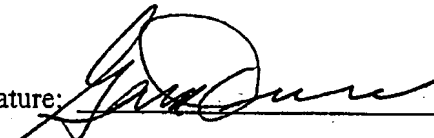
(c) Assignee's Telephone Number: 800-223-5897

(d) Assignee's Legal Status: Corporation  
Florida Document Number: P09000076563

Domicile State: Florida

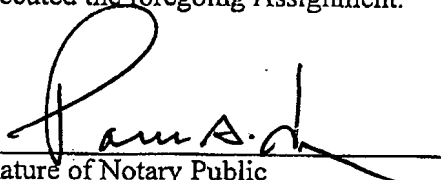
(e) Federal EIN: 27-1194957

5. All right, title and interest in and to said marks, together with the good will of the business in which the mark is used (or that part of the good will of the business connected with the use of and symbolized by the marks), is hereby assigned by GARY D. DUNN to DHR INDUSTRIES, INC.

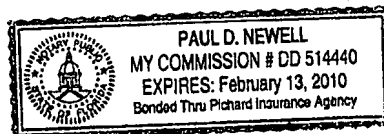
6. Assignor's signature: 

By: Gary D. Dunn

On this 12<sup>th</sup> day of November, 2009, GARY D. DUNN, who is personally known to me, appeared before me and executed the foregoing Assignment.

  
Signature of Notary Public

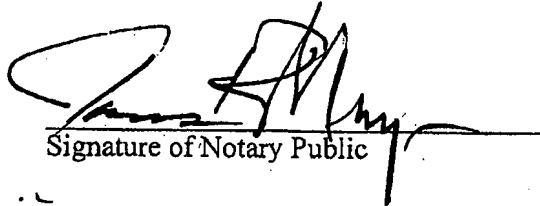
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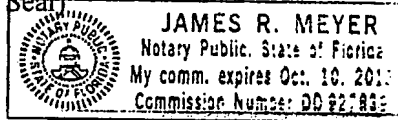
7. Assignee's signature: DHR INDUSTRIES, INC.

By:   
David Hallam, President

On this 12<sup>th</sup> day of November, 2009, DAVID HALLAM, President of DHR INDUSTRIES, INC., who is personally known to me, appeared before me and executed the foregoing Assignment.

  
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(Notary Seal)



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Registration Number: 3,251,625

B. Typed Drawing, Work Mark "ON THE JOB FROM START TO FINISH!"  
Registration Number: 3,241,626

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Ocala, FL 34482-8232

5. Assignee's name: DHR INDUSTRIES, INC.

6. Assignee's Business Address: 2715 Badger Road  
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7. Assignee's Mailing Address: 2715 Badger Road  
Lakeland, FL 33811


8. Assignee's Telephone Number: 800-223-5897

9. Assignee's Legal Status: Corporation  
Florida Document Number: P09000076563  
Domicile State: Florida

10. Federal EIN: 27-1194957

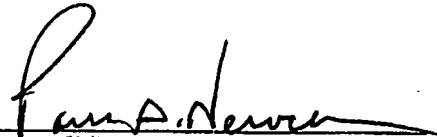
11. All right, title and interest in and to said marks, together with the good will of the business in which the mark is used (or that part of the good will of the business connected with the use of and symbolized by the marks), is hereby assigned by NEW PATH CAPITAL ONE, INCORPORATED to DHR INDUSTRIES, INC.

NEW PATH CAPITAL ONE, INCORPORATED

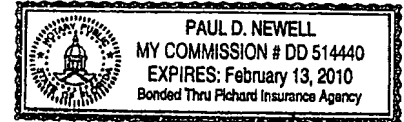
12. Assignor's signature: 

By: Gary D. Dunn, President

On this 12<sup>th</sup> day of November, 2009, GARY D. DUNN, President of New Path Capital One, Incorporated, who is personally known to me, appeared before me and executed the foregoing Assignment.

  
Signature of Notary Public

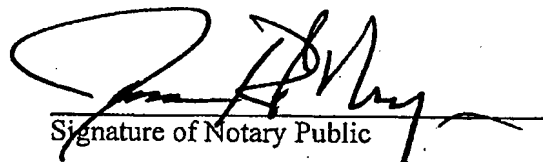
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David Hallam, President

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Signature of Notary Public

